



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Cefali, Eugenio  
Serial No.: 08/962,421  
Filing Date: 31 October 1997  
Docket Number: 50454-56103USCIP3  
Title: INTERMEDIATE RELEASE NICOTINIC ACID COMPOSITIONS FOR  
TREATING HYPERLIPIDEMIA WHICH EXHIBIT AN IN VIVO STAIR-  
STEPPED ABSORPTION CURVE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR THREE-MONTH EXTENSION OF TIME**

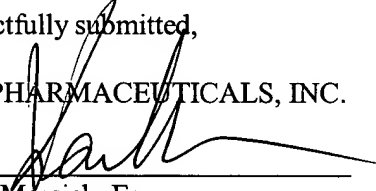
Applicants request a three (3) month extension of time up to and including 19 September 2004 for filing a Response to Office Action Mailed on 19 March 2004, pursuant to 37 C.F.R. §1.111 in the above-referenced case. Please charge the required fee of \$950.00 pursuant to 37 C.F.R. § 1.17(a)(3) to our Deposit Account No. 50-2543. In addition, please also charge any additional fees or credit any overpayment associated with this matter to our deposit account.

As September 19, 2004 fell on a Sunday, this document is considered timely filed.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

KOS PHARMACEUTICALS, INC.

  
Karen Messick, Esq.  
Registration No. 46,256  
Attorney for Applicants

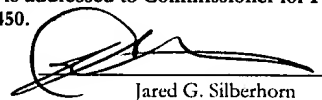
1001 Brickell Bay Drive  
25<sup>th</sup> Floor  
Miami, Florida 33131  
Tel.: (305) 523 3643  
Fax.: (305) 377 4076

Date: 9/20/04

CERTIFICATION UNDER 37 C.F.R. §1.10

I hereby certify that the attached papers are being deposited with the United States Postal service as: Express Mail Post Office to Addressee" Service under 37 C.F.R. §1.10 on 20 September 2004 and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Express Mail Label Number

  
Jared G. Silberhorn

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